

Lance C. Wells  
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AK Bar # 9206045

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA**

USA, )  
Plaintiff, )  
 )  
vs. )  
 )  
JOSE MIGUEL VASQUEZ-CRUZ, )  
Defendant. )  
\_\_\_\_\_  
Case No. A05-0072(RRB)

**AFFIDAVIT OF COUNSEL**

Lance C. Wells having been duly sworn deposes and states as follows:

1. I am the attorney for the defendant named above.
2. Objections to the draft presentnce report are due today 2/15/05.
3. When I received the original draft report on 2/1/06, I immediately forwarded a copy to defendant for review along with a cover letter to contact me to review it through a translator. He was in SEATAC at the time and remains there to date.
4. I have not heard form him, and have forwarded to him another letter and copy for review. I have also contacted the facility and am attempting to arrange a telephone call, but this is proving very difficult to do.
5. There are objections to be filed in reference to the report, but I must discuss the report with him to ensure all points are covered. To do less would be ineffective on my part in zealously representing Mr. Cruz.

6. I respectfully request another 14 days in which to file my client's objections to the draft report. If sentencing must be delayed, I believe good cause has been demonstrated justifying this.
7. No one will be prejudiced by this request.
8. Further your affiant sayeth naught.

s/ Lance C. Wells 2/10/06  
Attorney for Defendant  
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s/Sharon Leipi,  
Notary in and for Alaska,  
My Commission Expires: 6/8/06

**Certificate of Service**

That on the 15<sup>th</sup> day of February, 2006, a copy of this document was served by electronic filing upon AUSA assigned via electronic means and PO Astle by hand courier delivery:

By: s/Lance C. Wells